

MERCY VALLEY RADIOLOGY
ASSOCIATES, INC.

VABCA - 4689

CONTRACT NO. V693P-1693

VA MEDICAL CENTER
WILKES-BARRE, PENNSYLVANIA

Patricia L. Roenigk, Esq., and *Janine C. Gismondi, Esq.*, McQuaide, Blasko, Schwartz, Fleming & Faulkner, Inc., State College, Pennsylvania, for the Appellant.

Kenneth B. MacKenzie, Esq., Trial Attorney; *Charlma Jones, Esq.*, Deputy Assistant General Counsel; and *Phillipa L. Anderson, Esq.*, Assistant General Counsel, Washington, D.C., for the Department of Veterans Affairs.

ORDER ENTERING JUDGMENT

1. On November 7, 1996, the Department of Veterans Affairs and Appellant filed a JOINT MOTION FOR JUDGMENT ON STIPULATED SETTLEMENT. The motion encloses a STIPULATION OF SETTLEMENT finally executed on November 4, 1996, entered into by the parties concerning VABCA-4689.
2. The parties recite that they have reached "amicable resolution" of the issues which are the subject of "VABCA46[89]" and jointly move that the Board enter Judgment in the amount of \$425,000 which "includes all costs, both direct and indirect, including interest and EAJA expenses."
3. Inasmuch as the parties have stipulated the equitable adjustments due Mercy Valley Radiology Associates, Inc. in VABCA4689, their JOINT MOTION FOR JUDGMENT ON STIPULATED SETTLEMENT is granted. Appellant is found entitled to \$425,000 pursuant to the terms and conditions of the STIPULATION OF SETTLEMENT entered into by the parties.

IT IS SO ORDERED

DATE: **November 8, 1996**

GUY H. MCMICHAEL III
Chief Administrative Judge